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8 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) No.: CR 05 00547 PJH
14 Plaintiff,) PARTIES' STIPULATION AND
15 v.) PROPOSED ORDER EXCLUDING
DUKE DESHAWN WOODS,) TIME UNDER SPEEDY TRIAL ACT
17 Defendant.)
18

19 The parties stipulate and agree, and the Court finds and holds, as follows:

20 1. The parties last appeared before this Court on January 11, 2006, for case status.

21 At that time, the Court agreed to continue the matter until February 1, 2006 for change of plea or
22 trial setting.

23 2. On January 11, 2006, the defendant requested an exclusion of time based upon effective
24 preparation of counsel. The request was granted by the Court.

25 3. The parties move that the time period from January 11, 2006 through February 1, 2006, be
26 excluded from the calculation of time under the Speedy Trial Act due to effective preparation of
27 counsel.

28 4. In light of the foregoing facts, the failure to grant the requested exclusion

1 would unreasonably deny counsel for the defense the reasonable time necessary for effective
2 preparation, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(A),
3 (B)(iv). The ends of justice would be served by the Court excluding the proposed time period.
4 These ends outweigh the best interest of the public and the defendant in a speedy trial. See id. §
5 3161(h)(8)(A).

6 5. For the reasons stated, the time period from November 2, 2005 through November 30,
7 2005, shall be excluded from the calculation of time under the Speedy Trial Act.

8 SO STIPULATED.

9 DATED: 1/23/06

Respectfully Submitted,

10
11 /s/
12 SUSAN R. JERICH _____
13 Assistant United States Attorney

14 DATED: 1/23/06

15 /s/
16 RONALD TYLER _____
17 Counsel for Defendant

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19 DATED: 1/25/06

20 HON. PHYLLIS J. HAMILTON _____
21 Judge, United States District Court



1 CERTIFICATE OF SERVICE

2 The undersigned hereby certifies that a copy of the Parties' Stipulation and Proposed
3 Order in the case of United States v. Duke Deshawn Woods No. CR 05-00547 PJH, was served
4 today as follows:

5 Hand Delivery
6 Ronald Tyler, Esq.
7 Federal Public Defender's Office

8 I certify under penalty of perjury that the foregoing is true and correct.
9 Executed on January 23, 2006 at San Francisco, California.

10 /s/

11 Rawaty Yim
12 United States Attorney's Office